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12 **UNITED STATES DISTRICT COURT**
13
14 **DISTRICT OF NEVADA**

15 SWITCH, LTD.,
16 a Nevada limited liability company,

17 Plaintiff,

18 vs.

19 STEPHEN FAIRFAX; MTECHNOLOGY;
20 DOES 1 through 10; and ROE ENTITIES 11
21 through 20, inclusive,

22 Defendants.

Case No.: 2:17-cv-02651-GMN-VCF

23 **STIPULATION AND [PROPOSED]**
24 **ORDER TO MODIFY BRIEFING**
25 **SCHEDULES ON PLAINTIFF'S**
26 **MOTION FOR PRELIMINARY**
27 **INJUNCTION AND DEFENDANTS'**
MOTION TO DISMISS

(First Request)

Plaintiff, SWITCH, LTD. ("Plaintiff" or "Switch"), and Defendants STEPHEN FAIRFAX and MTECHNOLOGY, INC. ("Defendants"), by and through their respective undersigned counsel, hereby stipulate to a modification of the briefing schedules of Plaintiff's Motion for Preliminary Injunction (ECF No. 7), filed on October 31, 2017, and Defendants' Motion to Dismiss (ECF No. 8), filed on November 2, 2017, as follows:

1. Plaintiff Switch, Ltd. ("Switch") filed this action on September 12, 2017 in the Eighth Judicial District Court for Clark County, Nevada (*see* ECF No. 1-1).

1 2. On October 12, 2017, Defendants removed this suit to the District of Nevada (ECF
2 No. 1).

3 3. On October 31, 2017, Plaintiff filed its Motion for Preliminary Injunction (ECF
4 No. 7).

5 4. Pursuant to LR 7-2(b), Defendants' response to Plaintiff's Motion for Preliminary
6 Injunction is currently due on November 14, 2017. Plaintiff's reply is due seven days thereafter.

7 5. On November 2, 2017, Defendants filed their Motion to Dismiss (ECF No. 8).

8 6. Pursuant to LR 7-2(b), Plaintiff's response to Defendants' Motion to Dismiss is
9 currently due on November 16, 2017. Defendants' reply is due seven days thereafter.

10 7. The parties mutually agree that responding to both motions requires significant
11 factual and legal research, and both motions will require additional time to brief.

12 8. This is the first request to extend time to respond to these motions.

13 Accordingly,

14 **IT IS HEREBY STIPULATED** that the briefing schedule on Plaintiff's Motion for
15 Preliminary Injunction (ECF No. 7) is hereby modified as follows:

16 1. Defendants shall file their response to Plaintiff's Motion for Preliminary Injunction
17 on or before November 24, 2017.

18 2. Plaintiff shall file its reply in support of its Motion for Preliminary Injunction on or
19 before December 1, 2017.

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1 **IT IS FURTHER STIPULATED** that the briefing schedule on Defendants' Motion to
2 Dismiss (ECF No. 8) is hereby modified as follows:

3 1. Plaintiff shall file its response to Defendant's Motion to Dismiss on or before
4 November 27, 2017.

5 2. Defendants shall file their reply in support of their Motion to Dismiss on or before
6 December 4, 2017.

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9 Respectfully submitted,

10 /s/ F. Christopher Austin

11 F. Christopher Austin, Esq.

12 Ryan Gile, Esq.

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17 Samuel Castor, Esq.

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19 7135 S. Decatur Blvd.

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Respectfully submitted,

/s/ Ronald D. Green

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23 **IT IS SO ORDERED:**

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26 UNITED STATES DISTRICT JUDGE

27 DATED: 11-19-17